

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

MONSANTO COMPANY and
MONSANTO TECHNOLOGY LLC,

Plaintiffs,

vs.

E.I. DUPONT DE NEMOURS AND
COMPANY and PIONEER HI-BRED
INTERNATIONAL,
INC.,

Defendants.

Case No. 4:09-cv-686 ERW

**PLAINTIFFS' SECOND SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS
AND THINGS DIRECTED TO DEFENDANTS**

Plaintiffs Monsanto Company and Monsanto Technology LLC (collectively "Monsanto"), pursuant to Rule 34 of the Federal Rules of Civil Procedure, serve the following requests for production directed to Defendants, E.I. du Pont de Nemours and Company ("DuPont") and Pioneer Hi-Bred International, Inc. ("Pioneer") (collectively "Defendants"), to be answered within the time and in the manner set forth in said Rules and in accordance with the Definitions and Instructions below.

DEFINITIONS

1. Monsanto hereby incorporates by reference the Definitions set forth in Plaintiff Monsanto Company's First Set of Requests for Production of Documents Directed to Defendants, dated April 16, 2010.

2. "Viable," with reference to seeds, shall mean seeds that are capable of growing or developing into plants.

INSTRUCTIONS

1. Monsanto hereby incorporates by reference the Instructions set forth in Plaintiff Monsanto Company's First Set of Requests for Production of Documents Directed to Defendants, dated April 16, 2010.

2. The seed samples and biological samples produced pursuant to these requests shall be separately packaged and labeled according to the generation and species corresponding to the samples.

RELEVANT TIME PERIOD

Unless otherwise stated in the context of a specific request, for all documents and things requested the time period is January 1, 2001 to the present, and shall include all documents which relate, in whole or in part, to the relevant time period, or to events or circumstances during such time period, even though dated, generated, prepared, or received prior or subsequent to that period.

REQUESTS FOR PRODUCTION

1. A minimum of 200 viable soybean seeds of your Optimum GAT/40-3-2 stacked soybean product, for each and every generation of soybeans since the generation in which the 40-3-2 event was stacked with Optimum GAT.

2. A minimum of 200 viable corn seeds of your Optimum GAT/NK603 stacked corn product, for each and every generation of corn since the generation in which the NK603 event was stacked with Optimum GAT.

3. Documents sufficient to show the complete pedigree of each sample of soybean seeds produced pursuant to Request No. 1 above, beginning from the generation in which the 40-3-2 event was stacked with Optimum GAT.

4. Documents sufficient to show the complete pedigree of each sample of corn seeds produced pursuant to Request No. 2 above, beginning from the generation in which the NK603 event was stacked with Optimum GAT.

Dated: June 23, 2010

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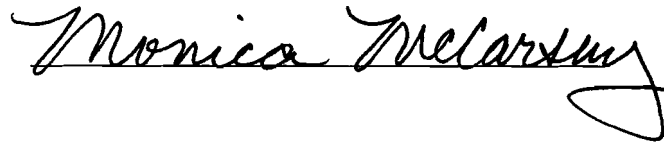
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing was served by via First Class U.S. mail postage prepaid and electronic mail to all attorneys of record as listed below, this 23rd day of June, 2010:



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